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SUITE 3120
SAN DIEGO CA 92101

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OFFICE OF PETITIONS

In re Patent No. 6338727	:	
Issue Date: 01/15/2002	:	
Application Number: 09/133813	:	ON PETITION
Filing or 371(c) Date: 08/13/1998	:	
Attorney Docket Number: 999/002	:	

This is a decision in reference to the paper filed on June 2, 2010, which is treated as a renewed request under 37 CFR 3.81(b) to correct the name of the assignee on the front page of the above-identified patent by way of a certificate of correction.

The petition is again **DISMISSED**.

Petitioner requests issuance of a certificate of correction adding The Regents of the University of California as an assignee.

37 CFR 3.81(b), effective June 25, 2004, reads:

After payment of the issue fee: Any request for issuance of an application in the name of the assignee submitted after the date of payment of the issue fee, and any request for a patent to be corrected to state the name of the assignee, must state that the assignment was submitted for recordation as set forth in § 3.11 **before issuance of the patent**, and must include a request for a certificate of correction under § 1.323 of this chapter (accompanied by the fee set forth in § 1.20(a) and the processing fee set forth in § 1.17(i) of this chapter [emphasis added]. *See also* MPEP 1481.01.

U.S. Patent and Trademark Office assignment records disclose that an assignment from inventor Gobin to The Regents of The University of California was recorded on May 30, 2003, **after the date of issuance of this patent**. Accordingly, since the assignment was not submitted for recordation until after issuance of this patent, issuance of a certificate of correction would not be proper.

Telephone inquiries concerning this decision on petition should be directed to the undersigned at (571) 272-3231.



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